

SEVENTEENTH DAY

(Thursday, February 8, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hudson	Vick
Kelley of Hidalgo	Wagonseller

Absent

Hazlewood	Nokes
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Absent—Excused

Hardeman	Tynan
Martin	Weinert
Shofner	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

Leaves of Absence

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Strauss.

Senator Hardeman was granted leave of absence for today on account of important business on motion of Senator Ashley.

Senator Shofner was granted leave of absence for today on account of illness on motion of Senator Moffett.

Senator Martin was granted leave of absence for today on account of important business on motion of Senator Bullock.

Senator Tynan was granted leave of absence for today on account of important business on motion by Senator Lane.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
February 8, 1951.

Hon. Ben Ramsey, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 11, A bill to be entitled "An Act to amend Section 6 of Article 827a of the Penal Code of the State of Texas; repealing all laws and parts of laws in conflict herewith to the extent of such conflict only, and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Report of Standing Committee

Senator Carney submitted the following report:

Austin, Texas,
February 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 127, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman.

Report of Committee to Study State Parks System

Senator McDonald submitted the following report:

Austin, Texas,
February 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Hon. Reuben Senterfitt, Speaker of the House of Representatives.

Sirs: We, your committee, appointed pursuant to Senate Concurrent Resolution No. 18, Acts 51st Legislature, First Called Session, for the purpose of making a thorough and comprehensive investigation of the State's entire Parks System for the purpose of recommending to the Regular Session of the 52nd Legislature what steps are necessary to provide substantially equal park facilities for the White and Negro Races in the State, beg leave to report its recommendations as provided for in the aforemen-

tioned Concurrent Resolution. The recommendations are attached to this report.

Respectfully submitted,
McDONALD
NOKES
MARTIN

On the part of the Senate
DANIEL
JONES

On the part of the House.

On motion of Senator McDonald, and by unanimous consent, it was ordered that only the letter of transmittal be printed in the Journal.

Senate Bills and Resolution on First Reading

The following bills and resolutions were introduced, read severally first time and referred to the committees indicated:

By Senator Carney:

S. B. No. 184, A bill to be entitled "An Act providing for the disposition of depository interest on State Funds and declaring an emergency."

To Committee on Finance.

By Senator Carney:

S. B. No. 185, A bill to be entitled "An Act to amend Article 3235, Revised Civil Statutes of Texas, 1925, in admission to the Austin State School of mentally deficient infants of the age of eighteen months or over; providing a secondary preference for girls and women of child-bearing age; and declaring an emergency."

To Committee on State Affairs.

By Senator Carney:

S. B. No. 186, A bill to be entitled "An Act making it unlawful to kill, take, trap or destroy coypu (nutria) in the waters of Caddo Lake and its tributaries in Harrison and Marion Counties; providing a penalty; and declaring an emergency."

To Committee on Game and Fish.

By Senator Bell:

S. B. No. 187. A bill to be entitled "An Act to amend Section 19 of subdivision A of Article II of the Texas Liquor Control Act, as amended, by adding thereto two new Subsections to be numbered 9a and 9b, respectively, providing for the cancellation or suspension of Retail Dealer's Off-Premise License or Retail Dealer's On-Premise License if the holder

thereof purchases beer or the containers or original packages in which the same is contained or packaged except for cash paid therefor on or before the delivery thereof; et cetera, and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Vick:

S. B. No. 188, A bill to be entitled "An Act authorizing the Commissioners' Court of any county which has or may hereafter provide for exhibits or the erection of certain buildings or improvements, to enter into contracts for conducting, maintenance, use, operation, management and lease thereof on such terms as may be agreeable to the court, permitting the use thereof for any useful public purpose beneficial to the county and its citizens; authorizing the Commissioners' Court to determine and provide for the manner in which the income and revenue derived from the operation thereof shall be used, and declaring an emergency."

To Committee on State Affairs.

By Senator Vick:

S. B. No. 189, A bill to be entitled "An Act to regulate the practice of shorthand reporting and prescribing standards; creating a Board of Examiners, providing for the issuance of certificates, prescribing authority of Board members, prescribing fees, defining qualifications of Court Reporters and declaring an emergency."

To Committee on State Affairs.

By Senator Kelley of Hidalgo:

S. B. No. 190, A bill to be entitled "An Act authorizing Road District Number 4 of Nueces County to purchase, own, operate, maintain, repair and improve the existing causeway, bridges, and ferries between the City of Aransas Pass and the City of Port Aransas and to pay the cost of acquiring, repairing and improving same from the proceeds of bonds heretofore or hereafter voted and issued under Section 52, Article III of the Constitution; vesting the management and control of the causeway, bridges, and ferries in the Commissioners' Court of Nueces County and requiring said Court to charge and collect fees, charges, and tolls for the use of same sufficient to pay the operation and maintenance costs and to pay any revenue bonds hereafter issued; providing for the keeping of

an accounting for said funds; authorizing the Commissioners' Court to issue revenue bonds payable from the income of the causeway, bridges, and ferries and fixing the terms thereof; validating the creation of said Road District Number 4 and all proceedings had in connection with road bonds of said district; authorizing the Commissioners' Court to enter into any agreement with the State Highway Commission; providing a saving clause; and declaring an emergency."

To Committee on Counties and County Boundaries.

By Senator Wagonseller:

S. B. No. 191, A bill to be entitled "An Act amending Section 9, Chapter 395, the same being Senate Bill No. 128, Acts of the Regular Session of the 48th Legislature by adding a provision permitting the Board of Pharmacy to issue a license to practice Pharmacy in this State to persons who have been licensed by examination to practice Pharmacy in New Mexico, and have been registered in such State for a period of not less than thirteen (13) years immediately preceding the effective date of this Act, and providing further that such persons must also furnish proof that they have secured a license through reciprocity from Tennessee and Oklahoma; and have resided in Texas for a period of at least forty-five (45) years; providing that such person's license is in good standing and that such person is of good moral character; and providing that applicants shall, within ten (10) days from the effective date of this Act, file with the State Board of Pharmacy an application for a license to practice in this State; and declaring an emergency."

To Committee on Public Health.

By Senators Bracewell and Kelly of Tarrant:

S. J. R. No. 9, Ratifying House Joint Resolution No. 27 of the Eightieth Congress of the United States of America at the First Session, begun and held at the City of Washington on Friday, the Third Day of January, One Thousand Nine Hundred and Forty-seven, proposing an amendment to the Constitution of the United States, relating to the terms of office of the President.

To Committee on State Affairs.

Senate Concurrent Resolution 18

Senator Lock offered the following resolution:

S. C. R. No. 18, Preparation of bills by The Council of State Governments.

Whereas, The Council of State Governments is rendering a great service by serving as an agency through which the forty-eight States can solidify their efforts in preserving and improving local and State Governments; and

Whereas, The Council can better succeed in accomplishing its far-reaching mission by remaining free from any working agreements with Federal agencies; and

Whereas, The Council has heretofore asked the United States Department of Justice to draft bills for the Council; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that the Council of State Governments be requested to use personnel employed by the Council in drafting its bills; and be it further

Resolved, That copies of this resolution be mailed to the Board of Directors, the Executive Staff, and the Drafting Committee of the Council of State Governments.

The resolution was read and was referred to the Committee on Interstate Cooperation.

House Bill on First Reading

The following bill, received from the House today, was read first time and referred to the committee indicated.

H. B. No. 11—To Committee on State Highways and Motor Traffic.

Executive Session

On motion of Senator Lane, and by unanimous consent, the Senate agreed to hold an executive session at 10:53 o'clock a. m. today.

Accordingly the President directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-At-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session, the Secretary informed the

Journal Clerk that the Senate had confirmed the following nomination of the Governor:

To be a member of the Board of Directors, Texas State University for Negroes, to fill the unexpired term of Craig Cullinan, resigned, term to expire February 1, 1953:

Dr. M. E. Sadler of Fort Worth, Tarrant County.

In Legislative Session

The President called the Senate to order as in legislative session at 10:56 o'clock a. m.

Adjournment

On motion of Senator Bullock, the Senate at 11:00 o'clock a. m. adjourned until 10:00 o'clock a. m. on Monday, February 12, 1951.

Record of Votes

Senators Phillips and Corbin asked to be recorded as voting "nay" on the motion to adjourn.

EIGHTEENTH DAY

(Monday, February 12, 1951)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert

Absent—Excused

Tynan

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 8, 1951, was dispensed with and the Journal was approved.

Leave of Absence

Senator Tynan was granted leave of absence for today on account of important business on motion of Senator Hardeman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
February 12, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 17, A bill to be entitled "An Act requiring, providing for form issuance and effective period of and fixing fees for, resident and non-resident hunting licenses; providing for exemption license; providing for issuance and use of deer tags; prohibiting hunting under license of another; prohibiting permitting another to hunt under one's license; providing for issuance of duplicate license upon certain conditions and prescribing fee therefor and punishment for false swearing in connection therewith; specifying who may issue licenses hereunder, providing for certain records and reports, remission of moneys collected hereunder to Game, Fish and Oyster Commission, their deposit in State Treasury in Special Game and Fish Fund, specifying purposes for which fund may be expended; specifying when attachment of tag to deer not prima facie evidence of lawful killing of deer; prohibiting refusal or failure to show license on demand by officer; providing suitable penalty for violation of any provision of this Act; providing for effective date of Act; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 56, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of Texas of 1925, as amended by Acts of the Forty-first Legislature, Regular Session, 1929, Chapter 43, page 89, as amended by Acts of the Fifty-first